

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 2229)

In re Application of:

Lundy et al.

Serial No.: 10/687,448

Filed: October 16, 2003

For: Control and Display Position/Orientation)
On Mobile Phone)



Group Art Unit: To be assigned

Examiner: To be assigned

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

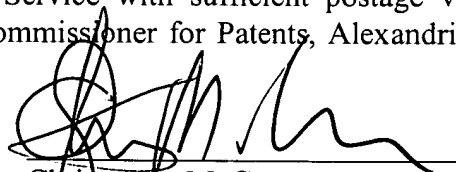
TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached Information Disclosure Statement, Form PTO-1449 and cited references.
2. With respect to additional fees:
 - A. ☒ No additional fee is required.
 - B. ☐ An additional fee is required and has been calculated as shown below:
 - C. ☐ Attached is a check in the amount of \$_____.
 - D. ☐ Charge the total additional fee to our Deposit Account No. 13-2490.
A duplicate copy of this sheet is enclosed.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage via Express Mail in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313 on January 20, 2004.

Dated: January 20, 2004

By:


Christopher M. Cavan
Reg. No. 36,475



PATENT

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PO Box 1450
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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. Sections 1.97 - 1.99, the Applicants wish to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. Copies of the references cited below are enclosed. These references are also listed on the enclosed PTO Form 1449.

It is requested that the references be given careful consideration and that they be cited of record in the present application so that they will appear on the face of the patent issuing from the present application. Return of an initialed PTO-1449 indicating the Examiner's consideration of the references is requested.

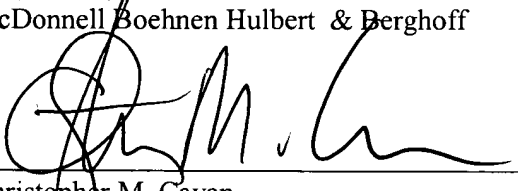
In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a

representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Sections 102 or 103. This Information Disclosure Statement shall not be construed as an admission that the statement or cited references are, or are considered to be, material to patentability. 37 C.F.R. Section 1.97(h).

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: January 20, 2004

By:



Christopher M. Cavan
Reg. No. 36,475

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application No.	10/687,448
				Filing Date:	October 16, 2003
				First Named Inventor	Lundy et al.
				Group Art Unit	Unassigned
Examiner Name	Unassigned				
Sheet	1	of	2	Attorney Docket No.	2229

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. 1	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Figures Appear
		Number	Kind Code ² (if known)			
		6,324,386	B1	Headon	11-27-2001	
		6,438,228	B1	Jeong et al.	08-20-2002	
		6,470,175	B1	Park et al.	10-22-2002	
		6,091,815		Ryu et al.	07-18-2000	
		6,292,980	B1	Yi et al.	09-25-2001	
		6,373,501	B1	Fiero	04-16-2002	

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. 1	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		Internet article "Secrets of the wireless elite: Romero's N-Gage game phone" July 3, 2003.	
		Internet article "Nokia's convergence gamble pays off" August 25, 2003.	
		Internet article "Motorola V70 phone for Cingular Wireless" September 15, 2003.	
		Internet article "Samsung SPH-A600 now available through Sprint PCS" July 31, 2003.	
		Internet article "PCS Game Pad for the Samsung A600 coming this August" July 31, 2003.	
		Internet article "Pocketgear software" July 6, 2001.	
		Internet article "NZ90 Color Clie Handheld w/ 2 mega-pixel Camera" January 21, 2003.	
		Internet article "Color Clie™ Handhelds NX Series January 21, 2003.	
		Internet article "FOMA SH2101V Videophone January 21, 2003.	

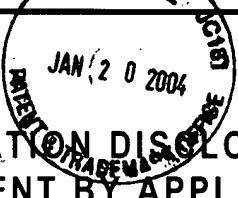
Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC. 20231

Substitute for form 1449A/PTO <div style="text-align: center;">  INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) </div>		Complete if Known			
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		Group Art Unit	Unassigned		
		Examiner Name	Unassigned		
Sheet	2	of	2	Attorney Docket No.	2229

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		Internet article "Nokia 9290 Communicator" January 21, 2003.	
		Internet article "Nokia 5510" January 21, 2003.	
		Internet article "Mobile Gamers Need Better Devices" October 17, 2002.	
		Internet article "A New Breed of Phone Emerges from Kyocera and Wildseed" October 14, 2002.	
		Internet article "Wildsee Ltd. Press Release Internet article " Wildsee Smart Skin" January 21, 2003.	

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